

House Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 5

HOUSE BILL 2028

AN ACT

MAKING APPROPRIATIONS, BUDGET REDUCTIONS AND TRANSFERS FOR FISCAL YEAR
2008-2009.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Arizona board of regents; support and maintenance;
3 supplemental appropriation reduction; transfer;
4 appropriation

5 A. In addition to the reductions made pursuant to Laws 2009, first
6 special session, chapter 1, section 3, the sum of \$100,000,000 is reduced
7 from the appropriation made from the state general fund in fiscal year
8 2008-2009 to the Arizona board of regents for the support and maintenance of
9 institutions under its jurisdiction and is transferred to the state general
10 fund. The Arizona board of regents shall reduce funding to the institutions
11 under its jurisdiction in proportion to the state general fund appropriation
12 received by each institution.

13 B. In addition to any other amounts appropriated to the Arizona board
14 of regents for fiscal year 2009-2010, the sum of \$100,000,000 is appropriated
15 from the state general fund in fiscal year 2009-2010 to the Arizona board of
16 regents to be distributed for the support and maintenance of institutions
17 under its jurisdiction in two equal payments on or before August 1, 2009 and
18 September 1, 2009. The Arizona board of regents shall distribute the monies
19 appropriated in this subsection to the institutions under its jurisdiction in
20 an amount equal to the reduction made pursuant to subsection A of this
21 section.

22 Sec. 2. Department of education; school districts; state aid
23 apportionment; supplemental appropriation reduction;
24 transfer; fiscal year 2008-2009

25 Notwithstanding any other law, the sum of \$300,000,000 is reduced from
26 appropriations made from the state general fund in fiscal year 2008-2009 to
27 the department of education and the superintendent of public instruction for
28 basic state aid and additional state aid to school districts and is
29 transferred to the state general fund. The appropriation reduction required
30 by this section does not apply to charter schools or to school districts that
31 qualify for an exemption from the general budget limit either for pupils in
32 kindergarten programs and grades one through eight or for pupils in grades
33 nine through twelve, or both, pursuant to section 15-949, Arizona Revised
34 Statutes.

35 Sec. 3. Department of education; federal education
36 stabilization fund; supplemental appropriation
37 reduction; transfer; legislative intent; fiscal year
38 2008-2009

39 A. Notwithstanding any other law, if this state receives federal
40 assistance from the federal education stabilization fund, the sum of
41 \$250,000,000 is reduced from appropriations made from the state general fund
42 in fiscal year 2008-2009 to the department of education and is transferred to
43 the state general fund.

1 B. It is the intent of the legislature that in fiscal year 2008-2009,
2 \$250,000,000 will be disbursed from the federal education stabilization fund
3 to the department of education in order to restore the funding reduction made
4 in subsection A. These monies shall be disbursed in accordance with the
5 provisions of the American recovery and reinvestment act of 2009.

APPROVED BY THE GOVERNOR MAY 14, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 14, 2009.